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9 GEN-PROBE, INCORPORATED

10 UNITED STATES DISTRICT COURT
11 SOUTHERN DISTRICT OF CALIFORNIA

13 GEN-PROBE INCORPORATED,

14 No. 99CV2668 AJB

15 Plaintiff,

NOTICE OF LODGMENT IN SUPPORT OF
PLAINTIFF GEN-PROBE INCORPORATED'S
MOTION FOR PARTIAL SUMMARY JUDGMENT
OF NON-INFRINGEMENT UNDER THE DOCTRINE
OF EQUIVALENTS

16 v.

17 VYSIS, INC.,

18 Defendant.

19 DATE: November 13, 2001

TIME: 10:30 a.m.

DEPT.: Courtroom 1

20 HONORABLE MARILYN L. HUFF

21 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD HEREIN:

22 PLEASE TAKE NOTICE that Plaintiff Gen-Probe Incorporated hereby lodges the following
23 exhibits in support of its Motion for Partial Summary Judgment of Non-infringement Under the
Doctrine of Equivalents:

24 Exhibit 1: A true and correct copy of the Declaration of Dr. Matthew Longiaru in
25 support of Gen-Probe's Motion for Partial Summary Judgment, filed April
26 30, 2001.

27 Exhibit 2: United States Patent No. 5,750,338.

1 Exhibit 3: True and correct copies of excerpts of the deposition of Jonathan Michael
2 Lawrie, Ph.D. taken February 15, 2001.
3 Exhibit 4: True and correct copies of excerpts of the Deposition of Walter King, Ph.D.
4 taken April 18, 2001.
5 Exhibit 5: Saiki et al., "Enzymatic Amplification of beta-globin Geneometric
6 Sequences and Restriction Site Analysis for Diagnosis of Sickle Cell
7 Anemia," science 230:1350-54 (1985).
8 Exhibit 6: True and correct copies of excerpts of the deposition of James C. Richards
9 taken March 30, 2001.
10 Exhibit 7: A true and correct copy of a letter dated December 15, 1989 from James C.
11 Richards to C.W. Orgell, Ph.D.
12 Exhibit 8: True and correct copies of excerpts of the deposition of Donald Neal
13 Halbert, Ph.D. taken April 19, 2001.
14 Exhibit 9: Conceptual drawing of Inventor Lawrie.

15 Dated: October 10, 2001

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By: 
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